

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

RAMON MAGANA,

Defendant.

CASE NO. MJ 15-170

DETENTION ORDER

Offense charged: Possession of Methamphetamine with Intent to Distribute

Date of Detention Hearing: April 24, 2015.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which is in excess of ten years. There is therefore a rebuttable presumption against defendant as to both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

2. Defendant is not employed. The Complaint alleges participation in an attempt to

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1 distribute approximately two pounds of methamphetamine and four smaller pieces of suspected
2 heroin. Firearms were seized from the defendant's residence or the duplex, including an assault
3 weapon. Defendant faces a mandatory minimum of 10 years imprisonment, 15 years if firearms
4 charges are added.

5 3. Taken as a whole, the record does not effectively rebut the presumption that no
6 condition or combination of conditions will reasonably assure the appearance of the defendant as
7 required and the safety of the community.

8 It is therefore ORDERED:

- 9 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
10 General for confinement in a correction facility separate, to the extent practicable, from
11 persons awaiting or serving sentences or being held in custody pending appeal;
- 12 2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- 13 3. On order of the United States or on request of an attorney for the Government, the person
14 in charge of the corrections facility in which defendant is confined shall deliver the
15 defendant to a United States Marshal for the purpose of an appearance in connection with
16 a court proceeding; and
- 17 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for
18 the defendant, to the United States Marshal, and to the United State Pretrial Services
19 Officer.

20 DATED this 24th day of April, 2015.

21 
22 _____
23 Mary Alice Theiler
United States Magistrate Judge